

DECREE N° 2021/442 OF 20 AOUT 2021
 to amend and supplement certain provisions of decree n° 2011/020 of 4th February 2011 on
 the Special Rules and Regulations of the Corps of Court Registrars .-

THE PRESIDENT OF THE REPUBLIC,

MINDFUL OF the Constitution;
MINDFUL OF Law n° 94/199 of 7th October 1994 to lay down General Rules and Regulations of the Public Services and subsequent amendments thereto;
MINDFUL OF decree n° 2011/020 of 4th February 2011 on the Special Rules and Regulations of the Corps of Court Registrars;
MINDFUL OF decree n° 2020/802 of 30th December 2020 to harmonize the Retirement age of Civil Servants;
MINDFUL OF decree n° 2020/7951/PM of 30th December 2020 to harmonize the Retirement age of State Employees governed by the Labour



BY DECREES AS FOLLOWS:

ARTICLE 1: This decree shall amend and supplement certain provisions of decree n° 2011/020 of 4th February 2011 on the Special Rules and Regulations of the Corps of Court Registrars.

ARTICLE 2: Articles 2, 18, 27, 33, 51, 72 and 118 of decree n° 2011/020 of 4th February 2011 on the Special Rules and Regulations of the Corps of Court Registrars are hereby amended and supplemented as follows:

ARTICLE 2 (new): For the purposes of this decree, a Court Registrar shall be any person who:

- holds the diploma of National School Administration and Magistracy (Judicial Division, Court Registry Section) or a diploma awarded by a specialised foreign School and recognised as equivalent by Cameroon.
- is confirmed in a grade of the hierarchy of the Corps of Court Registrars.

ARTICLE 18 (new): Court Registry Administrators shall, having regard to the needs of the service, be recruited:

(1) from among candidates holders of the diploma of National School Administration and Magistracy (Judicial Division, Court Registry Section) or a diploma awarded by a specialised foreign School and recognised as equivalent by Cameroon;

(2) from among Senior Court Registrars with a seniority of at least ten (10) years and holders of a Bachelors Degree in Law or an equivalent qualification obtained after their absorption into the Corps of Court Registrars ;

(3) by professional competitive examination open to Senior Court Registrars who have completed not less than five (5) years of effective service in that grade on 1st January of the year of the competitive examination ;

(4) by way of advancement in grade by selection, based on seniority and positive grading among Senior Court Registrars who are at least 40 years and who have been in the last incremental position of the second class of the grade for at least two (2) years.

ARTICLE 27 (new): Court Registrars shall, having regard to the needs of the service, be recruited :

(1) from among former students holders of the « Brevet » issued by the National School Administration and Magistracy (Judicial Division, Court Registry Section) or foreign diploma recognised as equivalent by Cameroon;

(2) from among Assistant Court Registrars holders of the Second Year University Studies Diploma in Law (DEUG) or equivalent certificate obtained after their absorption into the Corps of Court Registrars ;

(3) by professional competitive examination open to Assistant Court Registrars who have completed not less than five (5) years of effective service in that grade on 1st January of the year of the competitive examination ;

(4) by way of advancement in grade by selection, based on seniority and positive grading among Assistant Court Registrars who are at least 40 years and who have been in the last incremental position of the second class of the grade for at least two (2) years.

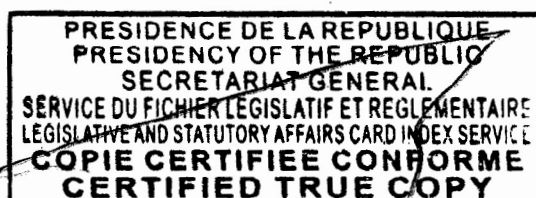
ARTICLE 33 (new):

(1) Special competitive examination may be open to State Employees governed by the Labour Code who are working in the Ministry of Justice or in Courts, in view of permanently recruiting and absorbing them into the Corps of Court Registrars.

(2) State Employees governed by the Labour Code who are working in the Ministry of Justice or in Courts and who have a qualification in a specific field useful to the functioning of the Judicial administration can sit for special competitive examinations in view of permanently recruiting and absorbing them into the Corps of Court Registrars, taking into consideration their area of specialisation.

(3) With exception to age, candidates sitting for the special competitive examinations provided for in paragraph 1 and 2 above shall fulfill the same requirements as those sitting for direct competitive examinations of the same level.

.../...



(4) Candidates eligible for the Special competitive examinations referred to in paragraph 1 and 2 above shall include State Employees under the Labour Code who are working in the Ministry of Justice or in Courts and who, at the date of examinations, have completed at least five (5) years of effective service.

(5) State Employees under the Labour Code who shall succeed in the special competitive examinations shall undergo a nine (9) months refresher course as follows :

- at the National School Administration and Magistracy (ENAM), Judicial Division, Court Registry Section for category A and B;
- in courts for category C.

At the end of the said refresher course, the persons concerned shall be absorbed into the cadre corresponding to their level of education, in accordance with the regulation in force.

A joint Order of the Minister of Justice and the Minister of Public Service shall fix the content of programmes, the duration of the theoretical training at ENAM and that of the practicum in Courts, for catégories A and B.

An Order of the Ministry in charge of Justice shall fix the conditions and modalities of the internship of Assistant Court Registrars (Category C).

ARTICLE 51 (new):

(1) When the needs of the service so require, Officials may designate a Court Registrar in active service to attend a training course, a specialisation or refresher course.

(2) The Court Registrar shall be selected, upon proposal from his direct hierarchical superior, by Decision of the Minister in charge of Justice.

(3) At the end of the training course referred to in paragraph (1) above, the Court Registrar shall be entitled to a bonus according to the regulation in force.

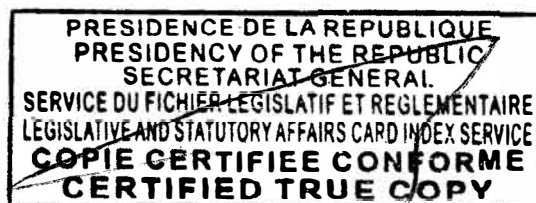
ARTICLE 72 (new):

(1) A Court Registrar who has reached the prescribed age-limit shall be placed on retirement.

(2) The age-limit for retirement of Court Registrars shall be as follows :

- sixty (60) years for the Court Registry Administrators (Category A) and Court Registrars (Category B) ;
- fifty-five (55) years for the Assistant Court Registrars (Category C).

However, owing to the nature and specificity of certain duties or when the needs of service so require, the President of the Republic may, upon proposal of the Minister in charge of Justice, waive the above-mentioned age-limits.



(3) Retirement shall be as of right where a Court Registrar who has benefited from sick leave or an extended sick leave is considered unable to resume duty on the expiry of such period, if the Court Registrar concerned fulfils all the conditions prescribed by the pension scheme enabling he/she to be placed on retirement.

(4) Where the sickness that has led to placement on retirement as specified under paragraph (3) above is imputable to the service, the Court Registrar concerned shall be entitled to retirement pension and an allowance equivalent to the salary of the last month of service multiplied by the total number of years of service remaining with effect from the end of the last period of sick leave or extended sick leave up to the legal retirement age.

(5) Early retirement may occur under the conditions laid down by the Civil Pension Scheme.

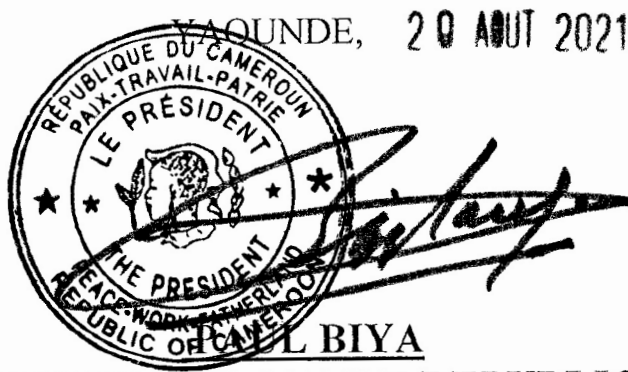
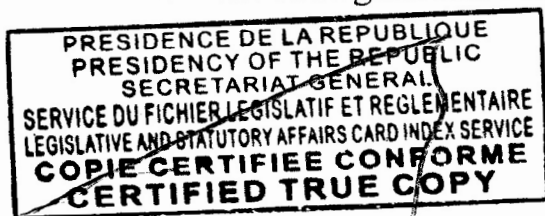
(6) Retirement shall be decided by Order of the Minister in charge of Justice. The said Order shall fix the pension to be paid to the retired Court Registrar.

ARTICLE 72 (new):

(1) Services carried out by personnel governed by the Labour Code as Government Contract Employees or State Employees referred to in Article 33 new above and 117 (decree n° 2011/020 of 4th February 2011 on the Special Rules and Regulations of the Corps of Court Registrars), who have been absorbed into the Corps of Court Registrars, shall be automatically validated and taken into account when paying their pension.

(2) However, in compliance with the provisions of decree n° 92/220/PM of 8th May 1992 to lay down the conditions for the transfer to the State of the management of the insurance scheme for the provision of old-age, invalidity and survivors' pensions of State Employees governed by the Labour Code, to be entitled to their pension as Civil Servants, the persons concerned shall pay contributions for due retirement corresponding to their new status.

ARTICLE 3: This decree shall be registered and published in the Official Gazette in English and French.



BIYA
PRESIDENT OF THE REPUBLIC